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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

8 JOHN WILLIAM LAMBERT,

9 Plaintiff,

10 v.

11 CHIEF ASTON, *et al.*,

12 Defendants.

Case No. C17-1792-RAJ-JPD

ORDER GRANTING DEFENDANTS'
MOTION TO COMPEL DISCOVERY
AND TO EXTEND DISCOVERY
DEADLINE

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14 This is a civil rights action brought pursuant to 42 U.S.C. § 1983. This matter comes
15 before the Court at the present time on defendants' motion to compel discovery and to extend the
16 discovery deadline. (Dkt. 14.) Defendants assert in their motion that they have on two occasions
17 sent discovery requests to plaintiff at his current place of incarceration, the Washington
18 Corrections Center, but have yet to receive any response to those requests. (*See* Dkts. 14, 15,
19 16.) Defendants further assert that counsel recently attempted to contact plaintiff through his
20 prison counselor in order discuss this outstanding discovery, but that that effort was
21 unsuccessful. (*See* Dkts. 14, 15.) Plaintiff has filed no response to defendants' motion.
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ORDER GRANTING DEFENDANTS'
MOTION TO COMPEL - 1

1 Pursuant to Fed. R. Civ. P. 37(a)(3)(B), a party seeking discovery may move for an order
2 compelling an answer or production if a party to whom discovery is directed fails to answer an
3 interrogatory submitted under Fed. R. Civ. P. 33, or to produce documents as requested under
4 Fed. R. Civ. P. 34. Defendants have demonstrated that plaintiff failed to respond to properly
5 served discovery requests, and that their attempts to obtain the discovery without Court action
6 have been unsuccessful. Accordingly, the Court hereby ORDERS as follows.

7 (1) Defendants' motion to compel discovery (Dkt. 14) is GRANTED.

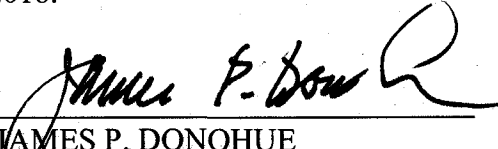
8 (2) Plaintiff is directed to respond to defendants' discovery requests not later than
9 **September 17, 2018**. Plaintiff is advised that his failure to respond to these requests in a timely
10 fashion, or to otherwise participate in the discovery process, may result in the imposition of
11 sanctions up to and including dismissal of this action.

12 (3) The discovery deadline is extended until **October 1, 2018** to give defendants an
13 opportunity to depose plaintiff should they determine it is necessary to do so.

14 (4) The dispositive motion filing deadline is extended until **November 1, 2018**.

15 (5) The Clerk is directed to send copies of this Order to plaintiff, to counsel for
16 defendants, and to the Honorable Richard A. Jones.

17 DATED this 16th day of August, 2018.

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19 JAMES P. DONOHUE
20 United States Magistrate Judge
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